IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 7TH AUGUST 2007 / 16TH SRAVANA 1929

Con.Case(C).No. 216 of 2007(S)

AGAINST THE JUDGEMENT IN OP.10562/2001
.....

PETITIONER

BABURAJAN.J.,
THADATHARIKATHU HOUSE, KOCHIRA P.O.,
VEMBAYAM, THIRUVANANTHAPURAM.

BY ADV. SMT.I.SHEELA DEVI

RESPONDENTS:

THOMAS GEORGE, (AGE AND FATHER'S NAME
NOT KNOWN TO THE PETITIONER), WORKING AS SECRETARY
TO GOVERNMENT, GENERAL ADMINISTRATION (SERVICES-D)
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

BY SPL. GOVERNMENT PLEADER SRI.C.T.RAVIKUMAR

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING BEEN FINALLY HEARD ON 07/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN, J.

Contempt Case (Civil) No. 216 of 2007-S

Dated this the 7th day of August, 2007.

J U D G M E N T

H.L.Dattu, C.J.

Alleging that the respondent has disobeyed the orders and directions issued by this court in O.P.No.10562 of 2001 dated 16th March, 2006, the petitioner in the original petition has filed this contempt case.

2. While disposing of the original petition, this court had directed the first respondent in the original petition, to consider the representation filed by the petitioner and pass appropriate orders, in accordance with law.

3. During the pendency of this contempt case, the respondent has passed an order dated 01-12-2006.

4. In view of the order passed by the State Government dated 01-12-2006, it cannot be said that the respondent has disobeyed the orders and directions issued by this court. Therefore, We do not intend to take congnizance of this contempt case filed by the petitioner/complainant. Accordingly, the Contempt Case requires to be rejected and it is rejected. However, liberty is reserved to the petitioner, if he so desires, to question the correctness or otherwise of the orders passed by the State Government dated 01-12-2006.

Ordered accordingly.

(H.L.DATTU)
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

MS